

MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

ADJOURNED SESSION OF THE REGULAR MEETING OF MAY 5, 2000, HELD

MAY 12, 2000

(Published May 16, 2000, in *Finance and Commerce*)

Council Chamber

Minneapolis, Minnesota

May 12, 2000 - 9:30 a.m.

President Cherryhomes in the Chair.

Present - Council Members Lane, Ostrow, Campbell, Biernat, Niland, Goodman, Colvin Roy, McDonald, Mead, President Cherryhomes.

Absent - Herron, Johnson, Thurber.

Campbell moved referral of petitions and communications and reports of the City officers to proper Council committees and departments. Seconded.

Adopted upon a voice vote.

PETITIONS AND COMMUNICATIONS

COMMUNITY DEVELOPMENT:

COORDINATOR (265883)

Near Northside Master Development Agreement: Authorize execution of Agreement with McCormack Baron & Associates, Inc.

ZONING AND PLANNING (See Rep):

PLANNING COMMISSION/DEPARTMENT (265884)

Olson, Norman, dba C&N Auto, 3714-22 E Lake St: Deny application to rezone, with findings; Staff report on concurrent applications for conditional use permit, variances & site plan review with zoning maps, drawings, photos, minutes, comments of attorney Daniel Kennedy, Longfellow Community Council; Summary of Planning Commission actions.

REPORTS OF STANDING COMMITTEES

The **COMMUNITY DEVELOPMENT** Committee submitted the following report:

Comm Dev - Your Committee, having under consideration approval by the City of Minneapolis, the Minneapolis Community Development Agency (MCDA) and the Minneapolis Public Housing Agency (MPHA) of the Minneapolis Near Northside Master Plan, a creation of a mixed use, mixed income, high amenity community on a 73-acre site located on the near north side of Minneapolis, now recommends that the proper City and or MCDA officers be authorized to execute a Master

Development Agreement with McCormack Baron & Associates, Inc., as set forth in Petn No 265883, subject to determination of a funding source for the up-front developer fees.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 10; Nays none.

Absent - Herron, Johnson, Thurber.

Passed May 12, 2000.

Approved May 12, 2000. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

The **ZONING & PLANNING** Committee submitted the following report:

Z&P - Your Committee, having under consideration the application of Norman Olson, dba C&N Auto, to rezone the property at 3714-3722 E Lake St from the C1 and C2 districts to the C4 district to permit a used car lot (P-1072), now concurs in the recommendation of the Planning Commission to adopt the related findings set forth in Petn No 265884 and to deny the application.

Adopted. Yeas, 10; Nays none.

Absent - Herron, Johnson, Thurber.

Passed May 12, 2000.

Approved May 12, 2000. S. Sayles Belton, Mayor.

Attest: S. Ristuben, Asst City Clerk.

UNFINISHED BUSINESS

Steven Sizer and Carmelo Morcilio vs. City of Minneapolis: Consideration of lawsuit.

NEW BUSINESS

Gerald Arnebeck vs. City of Minneapolis: Consideration of lawsuit.

Campbell moved to recess at 9:39 a.m. and to continue the City Council session after the Minneapolis Community Development Agency Board of Commissioners meeting for the purpose of considering the above mentioned lawsuits. Seconded.

Adopted by unanimous consent.

Room 315 City Hall

Minneapolis, Minnesota

May 12, 2000 - 9:42 a.m.

President Cherryhomes in the Chair.

Campbell moved to close the meeting for the purpose of considering the following lawsuits:

Steven Sizer and Carmelo Morcilio vs. City of Minneapolis, and Gerald Arnebeck vs. City of Minneapolis. Seconded.

Adopted upon a voice vote.

Present - Council Members Lane, Ostrow, Campbell, Biernat, Niland, Goodman, Colvin Roy, McDonald, Mead, President Cherryhomes.

Absent - Herron, Johnson, Thurber.

Also present: Jay Heffern, City Attorney; Mike Norton, Deputy City Attorney; James Cunningham and Tim Skarda, Assistant City Attorneys; Bill Jones, Deputy Police Chief (Out at 10:20); Kris Brogan, Mayor's Office; Kent Robbins, Council Assistant; Steve Ristuben, Assistant City Clerk; Susanne Griffin, Director, Elections Department; Jan Hrcir, City Clerk's office.

MAY 12, 2000

The *Steven Sizer and Carmelo Morcilio* lawsuit was discussed from 9:42 to 10:20 a.m.
The *Gerald Arnebeck vs. City of Minneapolis* lawsuit was discussed from 10:20 to 10:40 a.m.

Council President Cherryhomes left the meeting at 10:28 a.m.
Vice President of Council and President pro tem Biernat assumed the Chair.

The closed portion of the meeting was tape recorded with the tape on file in the office of the City Clerk.

The meeting was adjourned by unanimous consent.

STEVEN J. RISTUBEN,
Assistant City Clerk.

Created 5/15/2000; Modified 5/16/2000